Previous references

Mund 386-10 I L R C 10 1913-14

(Mund upsk

File No 3 91-10

Serial Nos. 3-7-9 10

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial No: 3-7-9 10

Part B for January 1914

SUBJECT

Petition of Parsons M. Narain Swamy in regard to his claim to a mango tope on the Albert Victor Road, Bangalore city

Sl 3 From M Narain Swamy Bangalore, Petn dated 7/11 begs claim to a mango tope on the Albert Victor road Bangalore city as being the property bequeathed to him by Moothia alias Halle-Kheetham of the A.O.S of miners

Sl 4 To the President Bangalore city Mund Consl No 1513 dated 22/8/11 Calls for a report on Sl 3

G R S 58

GPB—1,000—4-7-11

Sl 5 From the President, Mysuru Cantonment Board, Mysuru letter no SI 8 29/8/11 States that the records connected with the case have been sent to the Chief Court, Mysore and that another reminder enquiry would be made into the matter and a further report submitted in due course

Sl 6 To President, Mysuru Cantonment Board, Bangalore letter no 16418 20/8/12 Requests him to submit the report without further delay

Sl 7 From the President, Mysuru Cantonment Board no 708 10/9/12 States that the records of the case have been sent to the Chief Court in connection with appeals and that a further report will be submitted in due course after obtaining the records

Sl 9. From the President, Mysuru Cantonment Board, Bangalore letter no 728 5/9/13 Reports that the petitioner has no papers to prove his claim to the title and that besides it is not a matter for investigation by us, the case being of a civil nature

Sl 10 To the petitioner no 6875 8/12/14 Informs that Govt. declines to interfere in the matter as it appears to partake of a civil nature

To the President, Mysuru Cantonment Board, Bangalore letter no 8876 8/12/14 forwards copy of the above letter.

25/3/14

(G.R.S 11] 1911-12

GENERAL AND REVENUE SECRETARIAT

(Municipal)

NOTES

File No 386-10 &

File Heading

Petition of Pensioner Sri. Narasimmaiah, son of the late Pensioned Naick Muniswamappa of the 2nd Queen's Own Sappers and Miners, Bangalore.

From

Pensioner Sri. Narasimmaiah of the 2nd (Queen's Own) Sappers and Miners, Bangalore

No. Dated 24-7-1911 Received 2-8-1911

Diary No 794	Enclos	Spare Copies	Serial No. 3

Brief Abstract of Letter.

Pensioner claims a Mango Tope on the Albert Victor Road, Bangalore City, as being the property bequeathed to him by Muniswamappa alias Hallikhathan of the Q.O.S. Miners.

NOTES AND ORDERS

In para 2 of the petition it is stated that the Tope is now held by the care taker of a Mahomedan Dargah close by as part of the property of the Dargah. Thus the complaint is of a civil nature.

(The other petition received some time back

Notes—First sheet

GPB—30,000—3-4-07

G. R. S. 12]
General and Revenue Secretariat

File No. 386 of 1910

Serial No.	
	From the Functionaries after G. O. St. Mary's is about a Banyan tree and land attached to a Mariamman Temple. The present subject is a different one.
	3. Submitted for orders.
	Seen
	11/8/11 Please call for a report from the President
	14-8-11 Mlle
	Draft put up
	15-8-11 Issue
4	To the Pres[t], Bangalore City Municipal Council No. 1513 dated 22-8-1911. Calls for a report on Serial No. 3.
	No report has been received as yet in spite of a reminder issued & draft of another reminder is subm[d] for approval
	TLS 07 15/8/12 9. Issue 15/8/12
6	To President and Cl Bangalore city No. 1641 dated 8-12. Request him to submit the report without further delay.
	P T O

Note—Contin sheet.

GPS—20,000—12-8-10

S 12]

General and Revenue Secretariat

File No. 386 of 1910

Serial No. 5

10 From the President and Council Bangalore (only) No. 571 d 24 8 11 States that the records connected with the case have been sent to the Chief Court Mysore & that on their receipt enquiry would be made into the matter and a further report submitted in due course

11 and forwards

(Sdy B V R
N M R 18
5 9 11

Copied from Note in Fol 386-10 Srs 12 Sept 10

12 The report may be awaited

(Sdy K
8 9 11

6

13 To Dresident and Council Bangalore No 1641/8 20 8 12 Reports have been submitted the report without further delay

Note—Contn sheet

GPB—65 000—17-6-11

G. R. S. 12]
General and Revenue Secretariat.

Jud File No. 386 of 1910

Serial No.	
7	14 From the President and Council No: 70 d 10. 9 12. (D 1628). States that the records of the Case have been sent to the Privy Council in connection with a private and civil and that a further report would be submitted on their return after obtaining the records.
	15 The receipt of the further report promised may be awaited till the end of November 1912 & a reminder issued thereafter if it is not received in the meanwhile.
	16 Subm. for orders
	TD 169 / 1874 / 17 Sept
9	18 From the President, Fort St. George, Bangalore Lety No: 72 d 1.9.13 (D 1628) Reports that the petitioner has no papers to forward his claim to the Hon'ble & that besides it is not a matter for investigation by the Commissioner, the Case being purely of a civil nature

Note—Contin. sheet.

GPB—50,000—12-8-10

General and Revenue Secretariat | File No. 386 of 1910

Serial No

also 21 9

19 Submit two orders with draft

TLS 61 15/11/13 (Sd) Dr Lee

17/9

20 Duly endorsement approved may be put up

18/9 18/9

21 Four draft, submit

TLS 61 14/11/13 (Sd) Dr Lee

20/9

22 No draft may be approved

Secretary

Secretary Law 21/9

23 Draft as approved by the Dewan.

24

10 25th To Inspector No 6875 of 12 12 4

Informs that Govt decline to interfere in the matter as it appears to be of a private nature

20 To the President Bd Comml Bangalore City ——— No 3 2 12 14

Forwards copy of the above

NOTE Contn sheet

GPB—65 000—1746 12.

In the Name of the Almighty, the Most Merciful and Glorious

To

OFFICE OF THE PRIVATE SECRETARY
13 JUN 1911
H THE MAHARAJA OF MY

His Highness The MAHARAJA OF MYSORE, G.C.S.I,

The possessor of all the auspicious good dispositions, the infinite Lukshmi's Presence who has the power to feed and support destitutes and dependents, and who has the strength of Mount-Maha Meru and posssessor of a sea of knowledge and who is adorned with all good qualities

The Modest Memorial of PENSIONER M NARRAINSAWY, son of the late Pensioned Naik Marimuthoo of the Corps of 2nd(Queen's Own) Sappers and Miners, and the Grand son of the late Moothia alias Kallikathan also one of the inhabitants of the late Sapper Lines in Albert Road, near the Fort ity, Bangalore, lately abolished by the City Municipality for the erection of New Tharagu Mundy

1 d profound respect and humble submission

Sheweth—

That the Mango Tope and the grounds, just about half a furlong from the Marriamman's Temple in the late Sapper Lines, as per plan herewith appended, was first set by the late Jamidar Cholay of the Corps of 2nd Queen's Own Sappers and Miners, while the Head Quarters were established in the City Bangalore by the Fort in the year 1830 Prior to his demise, he presented the above Mango Tope and Grounds attached thereto to his brother in law Moothia alias Kallikhathan, the deseased While he was enjoying the above said property, he took dangerous ill, when his son, Naik Rimalingam alias Thoolasimalai of the Corps of 2nd Q O S & Miners (deceased) was on command in Nagapore about the year 1872 or 73 A D

2 Owing to his son's absence from the station, the above said late Moothiah alias Kallikhathan, at the time of his death, demised a document, declaring that the poor petitioner of His Highness should enjoy the Mango Tope and the Grounds, the dwelling houses and a large Rigi cultivation Field in Katheri Kuppam, and on his demise to perform the ignition of the funeral pyre and the sixteenth day ceremony of obsequies which were, according to his instructions, executed by His Highness' petitioner, as soon as he departed his life If the fact now revealed by his Highness poor petitioner is under suspecion a satisfactory information could be had from the elderly people still alive who attended his funeral

3 Had the document, granted by the above said deceased not been unfortunately mislaid by His Highness poor petitioner's late father and brother who died in the year 1895, and with whom the said granted document had been secured for safe custody, His Highness' poor petitioner would have produced the same together with this Memorial for information and confirmation Owing to its loss, His Highness' poor petitioner is unable to do so, however it is a matter of fact to be believed that in the room of the Houses presented by the late Moothiah or Kallikathan and also in lieu of His Highness petitioner's late father's house, a piece of vacant land has been given, where the house materials belonging to those three houses, had been removed and placed for the erection of houses on the newly granted vacant ground, unfortunately they were all stolen and eaten up by white ants, owing to the unablity of placing some one to look after them On loss, His Highness poor petitioner and those who had the same sustain as the poor petitioner, reported to the late Vice-President Mr Srinivasiengar, while he was alive, who faithfully promissed that the cost of the lost

materials would be procured from the Government and paid to His H petitioner as well as those that shared the some loss of their materials

4 Owing to the petitioner's misfortune, unfortunately he died, so the poor petitioner and the others had no means of taking further steps on the matter His Highness' poor petitioner's old three houses measuring respectively (a) 10 feet by 30 feet, (b) 9 feet by 18 and (c) 8 feet by 12 feet and even not one house has been up to date erected and the piece of vacant land is still lying unfinished, owing to the poor petitioner's poverty and want of means, as he draws a very poor monthly pension from the Government of Rs 3 2 0 which is not commensurable with his expenses in supporting a large family, consisting of 7 souls in all including His Highness' poor petitioner—Should His Highness be graciously pleased to have mercy on the poor petitioner in helping him with a pecuniary competition to enable the destitute to build a house on the land mentioned above, His Highness' poor petitioner and his poor family shall esteem it an extreme favour, which will ever be acknowledged with most gratitude and respect

5 Further His Highness' poor petitioner begs to verify that in the aforesaid Mango Tope and grounds was a large stone built Well with drinking water which the said late Moothiah, in his life time, sold privately for Rs 55/- to Ameerdeen saib, Bamboo Merchant in the City, who had all the stones removed out of the said Well and with them built a "Chatiram" in front of the present City Mutton Market On its completion Ameerdeen Saib mentioned above, started from the station on pilgrimage to Mecca and never returned to Bangalore up to-date Some years elapsed after the City Municipality had the said "Chatram" demolished, totally for the construction of the present Victoria Hospital The fact of this information can also be proved by the present City Bamboo Merchants if required

6 In the year 1887, one Veeramma, a Canarese widow, was always troubling the petitioner's late father and brother as well as His Highness' petitioner for about a year to lend her the said Mango Tope and grounds to erect a Matam (Mutt) for her dwelling purposes, stating with importunity that she had no issues but an adopted daughter At last His Higeness' poor petitioner and his deceased father and brother together with the late Naik Ramalingam (while the latter 3 parties were alive), complying with her earnest request, lent the Mango Tope and grounds to her with an account of sixty three Mango Trees in the said Tope in the presence of Subedar Thondaveroyen, Lascar Marrimoothoo, Allimoothoo, Pandarams Vythiyalingam and Venkatachellam (all these 5 parties were alive then) on the condition that the said Mango Tope and grounds would be taken back by His Highness poor petitioner on her death, also she was asked to pay Rs 5/ for the Mango Tope annually for which she said she was a widow and had no ability to pay Rs 5 a year but she agreed to pay only Rs 3 every year as long as she lived in the said Tope, and her offer was accepted accordingly During her life time, her adopted daughter was also living with the said Veerammah In accordance with the arrangement, she failed to pay Rs 3/ every year but after some years past paid in part payment of Rs 30/ and on the removal of the said late Sapper Lines, further payment in part of Rs 20/ was paid, both amounts aggregate to Rs 50/ in all His Highness' poor petitioner was not aware of the said Veerammah's death for a considerable time, as he had no opportunity of inspecting the said Mango Tope owing to his heavy pressure of work

7 On the 11th June 1909, when His Highness' poor petitioner called at the City to enquire about the 12 branches of a large Banian tree (Allamaram) in the Marriammen's Temple yard, choped off by the Fakir Peer Saib, the care taker of the Makkhan, in Albert Road, City Bangalore, the poor petitioner was informed

by the said Fakkir Peer Saib, that on the death of the said Veerammah, her adopted daughter was made "Nikkah" *i e*, Mahomedan wedding by one Mahomed Ali (1), who had the aforesaid Mango Tope and grounds sold privately to No 2 Mahomed Ali, residing in the City, & Fakir Peer Sabi confirms that the said Mango Tope & grounds now apparently belong to the said Makkhan and so that no one should have any right whatever to claim the said Mango tope and grounds When the said Fakir Peer Sahib gave this information to His Highness' poor petitioner, the following parties *viz*, Pensioned Naiks Arumugaum and Moonisawmy were present His Highness' petitioner, having not been prepared to debate with him on the point, left the place quietly with option of enterprising a necessary needful on the subject His Highness' poor petitioner further begs to state that as long as the inhabitants had their old habitations in the late Sapper Lines, no one was prepared to lay any claim for the said Mango Tope and grounds No sooner the Late Sapper Lines were removed from the old locality than those who were not entitled to hereditary right for the property, have now taken steps to claim an interest Properly considering the matter, His Highness' poor petitioner has every proprietory right to inherit the said Mango Tope and grounds of his late grand father Moothiah, as there are at present no other heirs to the ancestors property but His Highness' poor petitioner In conclusion, he begs to relate that the said Mango tope grounds now claimed by the poor petitioner are well known to those that are living now in the Ranasing Pett, as they had their Ragi Fields lately in the present Chamaraj Pett by the said Mango Tope, also to those now in Gootahully and Gabeeshwar Village who will also sincerely prove that the said Mango Tope and grounds belonged to the late Moothiah, the grand father of the poor petitioner

8 His Highness' humble petitioner therefore under these deplorable circumstances, most reverently craves that His Highness with a favourable mercy will be graciously pleased to regard the prayers of the destitude petitioner in investigating his case for final settlement

The undermentioned parties with stars to whom vacant lands have been granted by Government in place of their old houses lately demolishd by the City Municipality are shown as witnesses (Excluding the deceased) to prove the facts revealed by His Highness petitioner

* Pensioned Naik Armogaum
* do Moonisawmy
do Yetharajulu
* do Peroomaul
do Francis
* Ananthoyama, daughter of the late Jamadar Patnam
* Anthappen
* Iyasawmy (Deceased) His Son Sapper No 2277 Jayaram (alive)
* Anthony (Deceased) His son Sapper No 1965 Daniel alive)
* Chinnappen (deceased) His sons are Pensioned Bugler Chinnappen and Pensioned Naik Raju of of 2nd Q O S Miners
* Catechist Masilamoney (Deceased) his son Catechist (alive)
* Private Neethi (M I S Corps)
* Narayanasawmy (The Petitioner)
* Anakoolamma (Deceased) Her daughter Sivagamy (alive)
* Pensioned Bugler Chelvapillai (M I S Corps)
* Pensioned Sapper Joseph
* Chowriamma (Deceased)
* Yagulam

Bangalore
24 July 1913

4

GRS 34]

No 15/3 ml 386-10-4

GOVERNMENT OF H H THE MAHARAJA OF MYSORE

General and Revenue Secretariat

(Municipal)

Office Memorandum

To

the 22nd August 1911

The accompanying memorial & 24-7-1911 Reg No 796, presented to His Highness the Maharaja of Mysore and received at the Genl & Rev: Secy, from Pensioner M. Naraniswamy of the 2nd (Queen's Own) Sappers and Miners laying claim to a Mango tope in the Albert Victor Road, Bangalore City, is forwarded to the President of the Bangalore City Munpl Council for submission of a report in the matter

By Order,

Illegible

for Secy to Govt

GPB—10 000 18-8 10

5

69/10

No. 51

Office of the Municipal Council,
Bangalore City, 29th August 1911.

DIARY No. 1259
1911-1912
SECTION Jud
FILE No. 386-10
SERIAL No. 5

From

The President, Municipal Council,
Bangalore

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
General and Revenue Departments,
Bangalore.

Sir,

With reference to your Official Memorandum No. 1513/Ml. 386-10-4 dated the 22nd Instant, forwarding, for report, a petition from Pensioner Narainsawmy and others of the 2nd (Queen's Own) Sappers and Miners, laying claim to a mango tope in the Albert Victor Road, Bangalore City, I have the honour to state that the records relating to the claim of the petitioners to the tope in question were produced in the Principal Munsiff's Court, Bangalore, in 1906-07, in connection with a civil suit instituted at the time and which are said to have been finally sent to the Chief Court. A reference has been made to that Court for the return of those papers. On their receipt, enquiry into the claim in question will be made and further report submitted in due course.

I have the honour to be
Sir,
Your most obedient servant,

for President.

Dated 1st Oct 1859

From Mr. Resident, Provincial Council, Bengkulen &c.

To The Secretary to the Government of Bengal General & Rev: Dept.

Dated 29th Sept. Bengkulen

Despatched 3rd Oct. Received 9th Oct.

Received

General No. 51.

No.

Enclosure No.

(Forwarding a petition from Pangeran Ratoo Anom of Sillebar praying for the restoration of his Father's Estates, which were confiscated by the Dutch Govt. in 1825.)

6 386/10

(G.R.S 26) 17.

(Gen) X
81/12 ✓

File No

Serial No. 6

Diary No of letter replied to

No 1641
mil 386-10-
Dy 20.8.12

General and Revenue Secretariat
(Mil)
, *the* *19*

To
The President
of the Mil Council
Bangalore Cty

20.8.12

Signed by Mar SPR

Sir,

I am directed to request you to be so good as to submit without further delay the report called for in this office memo No. 1513 dy the 22nd August 1911 on the

over

SUBJECT

entered MR 19/8/12

[illegible handwriting]

[illegible signature]

[illegible]

List of enclosures,

Copied by

Examined by [illegible initials]

[illegible]

No. 70

Office of the Municipal Council,
City, Bangalore 10th September 1912

From

The President, Municipal Council,
Bangalore City.

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
General and Revenue Departments,
Bangalore

Sir

With reference to your letter No 164/M1 386-10-6 dated the 20th Ultimo, calling for a report on the memorial of Pensioner Narayanasamy, laying claim to a mango tope in the Albert Victor Road, I have the honour to state that the file of records relating to the site on which the mango tope in question is said to have existed, has not as yet been received back from the Chief Court to which it was sent from the Principal Munsiff's Court in 1906-07 in connection with a private civil suit, an appeal to which is still pending adjudication in that Court After obtaining the records, enquiry into the claim will be made and further report submitted in due course

I have the honour to be
Sir,
Your most obedient servant,

President

W 12 Sept.

~~130~~ 1912/13 C3

From
The

To The Secretary to the Government of Mysore

Dated Genl & Rev Depts Bangalore
Despatched 10" September 1912
Received 10"

General No 70.
No /.

Enclosure No.

Reporting in re the Memorial of Pensioner Narainsamy laying claim to a Mango tope in the Albert Victor Road.

Ml 386- 9

No 72 OFFICE OF THE MUNICIPAL COUNCIL
Enclosures 2 Bangalore City 5th September 1913.

D 1638

From

DEWAN BAHADUR RAJA SABHA BHUSHANA
K P PUTTANNA CHETTY, ESQ,
Hony President, Municipal Council,
Bangalore City

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
General & Revenue Departments, Bangalore

SIR,

Ml 386-10-7 Correspdce

In continuation of this office letter No 70 dated the 10th September 1912, in reply to your official memorandum No. 1513/Ml. 386-10-4 dated the 22nd August 1911 RE the claim of pensioner Narayanasami for a mango tope in the Albert Victor Road Chamarajapet, I have the honor to state that the petitioner was sent for and examined by the Vice President in the matter of his claim He states that he has no papers to prove his claim to the tope or to prove its lease said to have been made to Eramma

2 From the sketch submitted by him with his memorial to Government, it appears that the mango tope in question occupied the area now covered by Eramma's mutt and part of the site sold to Annaji Rao to the south of the Albert Victor Road in Chamarajapet

3 This Eramma is dead her daughter-in-law Muniamma is in possession of the mutt and has stated that the mutt was constructed by her in-law Eramma some 50 years ago and that it has been ever since in Continuous enjoyment of

To

Dated

Despatched

Received

General No

No

Enclosure No

GPE—90,CCo—26-9-12

's death some 10 years ago

4. The petitioner states in his memorial that his father, his brother and himself "lent" the tope to Eramma in 1887, i e. 26 years ago, on certain conditions, that Eramma's adopted daughter was living with her, and after her mother's death, she embraced Islam and had nika with one Mahamad Ali who sold the tope to another Mahamad Ali, and that one Fakir Sab has possession of the mango tope on behalf of the (Sabdar Ali Sha) Makhan

5 The petitioner is evidently not in possession of correct facts as he ought to have been, if he was one of the parties who leased out the tope and received the payment of rent for some time as he alleges

6 Eramma referred to by him appears to be a different person altogether, being a devotee of Sabdar Ali Sha Khadri Makhan and had nothing to do with the mutt referred to above It was the devotee Eramma's daughter who was converted to Islam and the property said to have been sold by her is the makan and not Eramma's mutt.

7 The Fakir Sab who is in possession of the makan which lies to the north of Albert Victor road has no hold on Eramma's mutt and does not claim it either

8 The petitioner has long slept over his rights, if any, and has now come forward to assert them without any documentary proofs whatever In the absence of such evidence, any oral testimony at this distance of time cannot be accepted as against the actual enjoyment for many years of the land by other parties No references are forthcoming in this office to throw any light on the subject matter of the claim put forward by the petitioner This does not, moreover, appear to be a matter for investigation by the Municipality, being purely of a civil nature.

9. I therefore beg to return the petition with its

enclosure,

enclosure, for such orders as the Government may deem necessary in the matter.

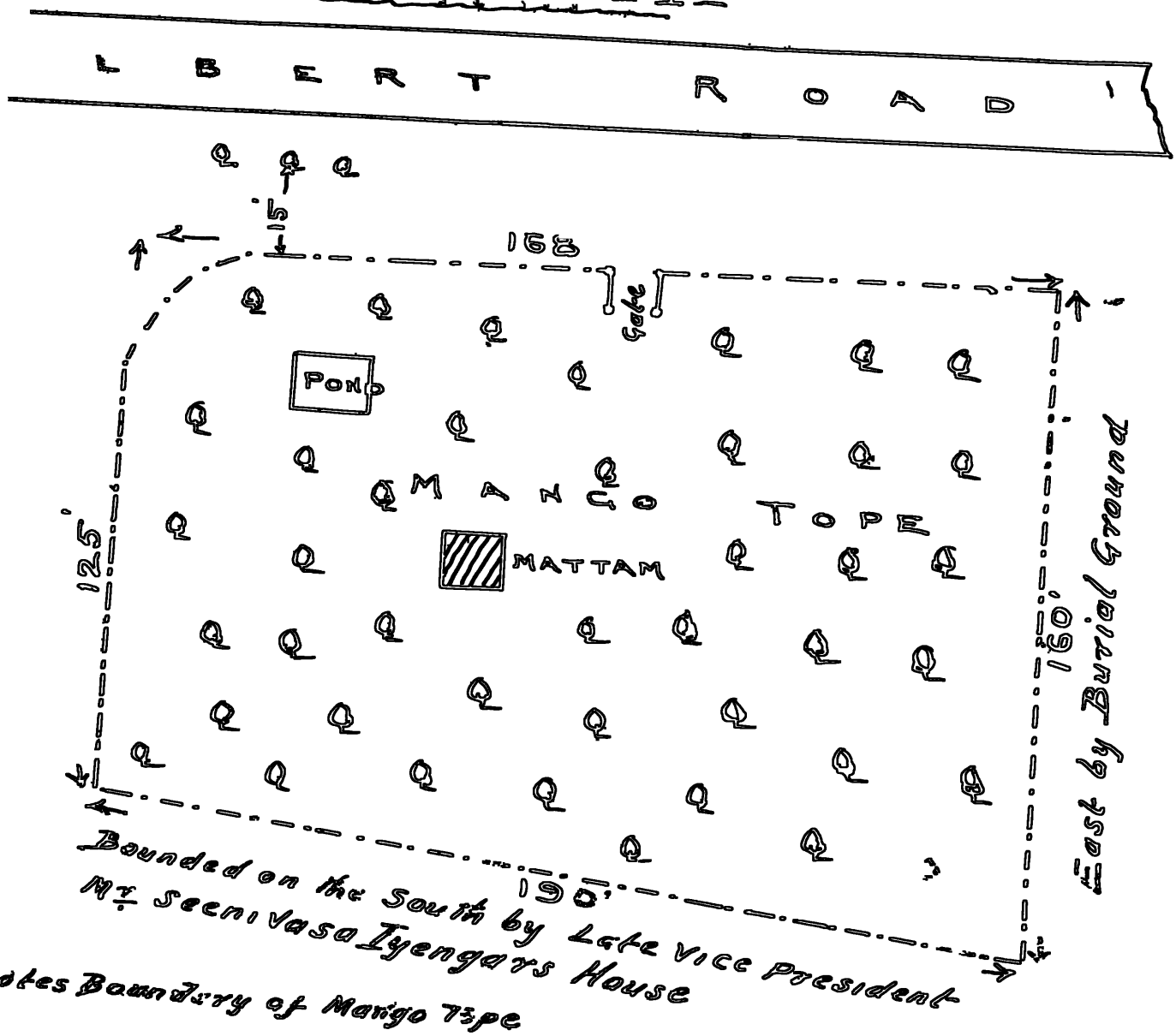
I have the honor to be
Sir,
Your most obedient servant,

Honorary President.

hrk

Survey No. 89

SCALE:- 30' = 1"



re-regarding the V Narayanasamy that his claim
to a mango tope on the Albert Victor road
is of a civil nature

G.R.S 34] 13

No G.R.S. 1875-vol 386-10-10

GOVERNMENT OF H. H THE MAHARAJA OF MYSORE

General and Revenue Secretariat.

( )

Office Memorandum.

the 12-1- 191 4

Refer to the papers noted in the margin

With reference to his petition praying for the settlement of his claim to a mango tope on the Albert Victor road, M. Narayanasamy of the Second Queen's own Sappers and Miners is informed that Govt decline to interfere in the matter as it appears to partake of a civil nature.

By Order

Asst Secy

GPB—10,000—12-6-10

2

Memo 6876 ml 3860 — 3/2.6/6

Copy of the above is forwarded to the Secretary and Council Bougainville Unity with reference to the correspondence ending with his letter No. 72 dated 11th Sept 1913

Papers returned herewith

By Order

Asst Secy for Secy

T.S. 61

4/9/1913